



COMMUNITY REVIEW BOARD ON POLICE PRACTICES

MINUTES

**Tuesday, July 25, 2017
Mission Valley Branch Library
2123 Fenton Parkway
San Diego, CA 92108**

Members Present:

Douglas Case, Chair
Joe Craver, 1st Vice Chair
Brandon Hilpert, 2nd Vice Chair
Diana Dent
Taura Gentry
Pauline Theodore
Nancy Vaughn
Maria Nieto-Senour

Sheila Holtrop
Thomas Lincoln
Pieter O'Leary
Mary O'Tousa
John Sieger
Ernestine Smith

Richard Stanford
Martin Workman

Members Absent:

Reinaldo Galindo
John Sieger (LOA)

Prospective Members Present

Darwin Fishman (Alt)

Prospective Members Absent:

Gregory Daunoras
Jonathan Colby (LOA)

Staff Present:

Sharmaine Moseley, Executive Director, CRB
Chris McGrath, Captain, San Diego Police Department
Todd Jarvis, Executive Assistant Chief, San Diego Police Department

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- I. **CALL TO ORDER/WELCOME:** Chair Doug Case called the meeting to order at 6:02 p.m.
 - II. **PURPOSE OF THE COMMUNITY REVIEW BOARD ON POLICE PRACTICES:**
Chair Doug Case explained the purpose of the Community Review Board on Police Practices to those in attendance.

- III. **APPROVAL OF MINUTES: Motion made by Board Member Nancy Vaughn to approve the June 27, 2017 CRB minutes with corrections. Motion carried unanimously.**
- IV. **NON-AGENDA PUBLIC COMMENT: (Speaker Slip Required)**
- A. Mika Glass
 - B. Kate Yavenditte – Women Occupy
 - C. Christie Hill
 - F. Laila Aziz
- V. **PRESENTATION: Speaker: Lt. Carole Beason**
“Homeless Outreach Team (H.O.T.)”
- A. Discussed SDPD H.O.T’s primary focus and responsibilities and what San Diego service providers and the SDPD Homeless Outreach Team can do collectively to help the homeless.
 - i. The goal of H.O.T is to connect the homeless with resources that will assist them with getting off the streets and end their homelessness permanently. To report homeless concerns the H.O.T. contact information line is, (619)446-1010; or email HOT@sandiegopd.gov.
- VI. **TRAINING:** (Doug Case)
- A. “Refresher on Operational Standing Rule: Review of SDPD Administration of Discipline”
 - i. It was discussed after a SDPD command reviews a case they will send a memo to the CRB Board via the SDPD Executive Assistant Chief, which explains how the discipline matrix applies to the case and why a discipline was imposed.
 - ii. The CRB’s Role is to make two determinations when a finding has been adjudicated at the command level.
 - 1. The CRB Team should reference the matrix inside of the “Red Binder” to determine if the level of the infraction coincides with the type of discipline imposed.
 - 2. The Team determines if the specific discipline selected is appropriate.
 - iii. If the Team has questions for the SDPD commanding officer they will provide an inquiry request to the Executive Director and a conference call will take place to discuss concerns with regards to the discipline that has been sanctioned. The findings of the discussion will be communicated to the CRB.
 - iv. It was discussed if the CRB is unable to gain clarification and has concerns from the decisions from the SDPD commanding officers, the CRB board also has the authority to request for the Mayor to review the case.

VII. UNFINISHED BUSINESS (DISCUSSION /ACTION): NONE

VIII. NEW BUSINESS DISCUSSION /ACTION): NONE

IX. COMMITTEE REPORTS (DISCUSSION/ACTION)

- A. Continuing Education Committee (Pieter O’Leary)
 - i. The Committee has scheduled two colleagues of Board Member Maria Nieto-Senour to speak to the CRB on their perspective of Policing in the Hispanic Community.
 - ii. The Committee will provide an update on the MENU classes by the end of September.
 - iii. LT Marshal White is scheduled in September to present to the Board information regarding the Gang Suppression Team
 - iv. The Committee is scheduling a future tour with the Medical Examiner's Office in October, 2017; between 1-12 noon; Actual date: TBD.
- B. Outreach Committee (Taura Gentry)
 - i. Outreach Committee Attended the following Outreach Events/Forums and Meetings:
 - a. The Better A Block Event, July 8th, 2017, hosted by the Southeastern Division Outreach Committee
 - b. Racial and Identity Profiling Advisory Board meeting; July 12, 2017.
 - c. Criminalization of Peace Culture presented by the Peace Resource Center in July
 - d. San Diego Pride Parade; July 15, 2017
 - ii. Upcoming Outreach Committee Events:
 - a. The African Cultural Fest in City Heights; July 29, 2017
 - b. CRB plans to collaborate with the Alliance for Community Empowerment (ACE), to give a presentation to the community and the youth during the month of August, Date - TBD.
 - c. The Document Me Conference at the Educational Cultural Complex (ECC), 4343 Ocean View Blvd, San Diego 92113 August, 5th 2017; from 9:00 a. m. to 4:00 p.m.
 - d. The Use-To-Abuse Comprehensive Community Conference Forum will be held at the City Heights East African Cultural Center; 4061 Fairmount Avenue, San Diego, 92105; August 11, 2017 from 2:00 p.m. to 5:00 p.m.
- C. Rules Committee (Chair Brandon Hilpert)
 - i. Recap from 7/11 Rules Committee Meeting
 - a. CRB Chair tabled the discussion regarding category 2 audits until the next CRB meeting, scheduled August 22, 2017.

- b. Per CRB Chair Doug Case regarding category 2 audits: Currently the CRB is pending approval from the Mayor's office for the implementation of Measure G. It was communicated through SD Internal Affairs the Community Review Board is unable to proceed with category 2 audits which was scheduled to commence July 1, 2017, until the Chief of Police has been granted approval from the Mayor and City Council.

D. Policy Committee (Joe Craver)

(Community Member, Tasha Williamson and Jacer Lewandowski commented on this agenda item).

- i. Recap from 7/11 Policy Committee Meeting
- ii. The CRB recommends that the SDPD adopt a policy similar to that of the Los Angeles Sheriff Department with regard to viewing body worn camera video in use of force incidents. That policy requires the officers write their initial report, prior to viewing video evidence. Upon completion of the initial report, officers are allowed to view the video evidence and may submit a supplemental report to modify or add information based upon their review of the video evidence.
(ACTION ITEM: Tabled and referred to the next closed session Policy Committee meeting on September 12, 2017).

E. Recruitment & Retention Committee (Joe Craver)

(Community Member, Francine Maxwell commented on this agenda item).

- i. The process to appoint new candidates have been placed on hold due to pending approval of Measure G implementation ordinance.

X. CHAIR'S REPORT (Doug Case)

A. Municipal Code to Implement Measure G

(Community Member, Jaime Wilson commented on this agenda item).

- i. The approval process is pending approval. The Chair and Executive Director will be meet a second time with David Graham, DCOO of Neighborhood Services to further discuss the appointment process and the outline of the Measure G Implementation Ordinance prior to forwarding it to the City Attorney. Therefore the new CRB Bylaws and Operational Standing Rules are unable to be implemented until the ordinance is in place.

- ii. In response to a public comment, the CRB Chair stated the delay of the implementation of Measure G is not the responsibility of SDPD Chief Zimmerman. **(Community Member, Tasha Williamson commented on this agenda item)**

B. Work Plan Updates

- i. The CRB Chair suggested to CRB Members, if there are any changes needed to update or modify the work plan to bring it before the board for discussion.

C. Outside Counsel Update:

- i. There are strict confidentiality rules in place regarding this RFP process that must be adhered to. RFPs will be scheduled to be reviewed by the CRB Chair, the Executive Director, and a City Of San Diego Attorney official. The CRB Chair is expecting to have a person appointed by the end of August 2017.
- ii. Executive Director stated she will collaborate with City of San Diego's Purchasing and Contracting Department to speak to the Board regarding the RFP process

D. NACOLE Annual Conference (September 10-14, Spokane, Washington)

- i. Chair Case, the Executive Director, CRB Members, Pieter O'Leary and Nancy Vaughn will attend the conference.

E. Fourth Quarter Volunteer Hours Reports:

- i. Reports are past due as of July 1, 2017
- ii. CRB Chair reiterated to CRB Members to submit volunteer hours in a timely manner as the hours are included into the CRB Annual Report. Please submit Volunteer Hours Reports to CRB Staff.

F. CRB Boat Cruise Date:

- i. Saturday, July 29th, 2017 from 4:00 p.m. – 6:00 p.m. CRB Staff will send out an email to CRB Members with directions and additional information.

XI. **EXECUTIVE DIRECTOR'S REPORT**

(Sharmaine Moseley)

A. FY18 CRB Elected Officers:

- i. The Executive Director thanked the committed Chairs for all of their hard work and commitment to the Board and congratulated the following re-elected CRB Members for serving an additional term with the Community Review Board on Police Practices.
 - a. Chair Douglas Case
 - b. 1st Vice Chair Joe Craver
 - c. 2nd Vice Chair Brandon Hilpert

B. Ethical Conduct: NACOLE Code of Conduct - Tabled

- C. Caseload Update: Currently CRB has 15 active cases
- D. Annual Report FY 17:
 - i. Currently drafting the FY 17 Annual Report
- E. National Black Police Association Annual Conference:
 - i. Attending Conference on July 31 – August 4, 2017 in Dallas, TX
- F. FY18 PERT Training Schedule:
 - i. CRB please register. The classes will be held on September 19–21, November 14–16, January 16–18, March 6–8, and June 12–14, 2017

XII. SAN DIEGO POLICE DEPARTMENT REPORT (Chief Jarvis)

- A. IA Office Reminders
 - i. An email was sent to the Executive Director stating that with the exception of the reception area and CRB work rooms, the IA office is secured to Command personnel only.
- B. IA Staff Changes
 - i. Two Sergeants have moved to new assignments
 - ii. Two Sergeants are new to IA Command
 - 1. John Laban was introduced to CRB Members
- C. Status of CRB Recommendations:
 - i. Two updates were provided:
 - 1. A recommendation made on BWC regarding the change in verbiage (should, shall, and must). This policy will be discussed before the Police Officer's Association and any changes will be presented to the CRB.
 - 2. A recommendation was made to IA suggesting Canine Bites are to be reviewed by Internal Affairs (IA)
 - a. An audit of best practices has been initiated by IA and there has been a recommendation forwarded regarding canine bite incidents.
 - b. The Sergeant of the canine will conduct the investigation, his/her report will be reviewed by Internal Affairs (IA), to determine if the incident was within policy. After IA completes its report, it will go before the CRB to be reviewed.

XIII. CITY ATTORNEY REPORT (Not Present)

XIV. BOARD MEMBER RIDE-ALONG REPORTS: Tabled to the next CRB Meeting, August 22, 2017.

XV. BOARD MEMBER ANNOUNCEMENTS/COMMENTS: None

XVI. ADJOURNMENT: 8:00 p.m.